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IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

APPEAL NO.487 OF 2007
IN
REVIEW PETITION NO.100 OF 2006
IN
WRIT PETITION NO.171 OF 1999

Kansai Nerolac Paints Ltd. ..Appellant

Vs.

Shri.Anand Shivram Samant And Anr. ..Respondents

Mr.C.U.Singh, Senior Advocate with Mr.R.N.Shah
with Mr.S.G.Udeshi i/b.Mr.Mahesh Londhe of
M/s.Sanjay Udeshi & Co.for the Appellant.
Mr.V.K.Pradhan for the Respondents.
Mr.Vishwas Patil, General Manager, Human Resources of
the Appellant - present.
Mr.Anand Shivram Samant - present.

CORAM :- DR.S.RADHAKRISHNAN &
ANOOP V.MOHTA,JJ.

DATE : 18TH DECEMBER,2007

P.C.

1. Heard the learned Senior Counsel for the Appellant and the learned Counsel for the Respondent-workman Mr.Anand Shivram Samant, who is personally present in the Court.

2. After hearing the parties for some time, both the parties have agreed to settle the matter. In terms of the same, the learned Senior Counsel Mr.Singh, on instructions from Mr.Viswas Patil, the General Manager of the Appellant, who is personally present in the Court, states that they will reinstate the Respondent workman at their factory situated at

village Lote Parshuram, District Ratnagiri. The learned Counsel for the Respondent workman, on instructions from his client states that he is ready to give up all back wages other than what is already paid. The learned Senior Counsel for the Appellant states that the Respondent will have continuity of service and he will be reinstated as a Clerk with effect from 1st January,2008. The learned Counsel for the Respondent-workman states that his client will report to work at the factory of the Appellant situated at village Lote Parshuram, District Ratnagiri on 1st January,2008, as a Clerk and he will be continued as a Clerk.

3. The learned Counsel for the Respondent-workman also states that in view of the above settlement he will withdraw the proceedings pending before the Hon'ble Supreme Court. Appeal stands disposed of accordingly.

(ANOOP V.MOHTA,J.) **(DR.S.RADHAKRISHNAN,J.)**